

1 Koch

2 Q And have you also alleged that
3 LA Weight Loss's conduct towards you was
4 malicious, willful, and reckless?

5 A Yes.

6 Q And are you seeking punitive
7 damages against LA Weight Loss to punish
8 them for their actions?

9 A Yes.

10 Q Are you also seeking your
11 attorney's fees and cost in connection
12 with your case against LA Weight Loss?

13 A Yes.

14 Q Now, on November 21, 2005, did
15 LA Weight Loss enter into a settlement
16 agreement with you?

17 A Yes.

18 Q And are the terms of that
19 settlement confidential?

20 A Yes.

21 Q And is the confidentiality and the
22 terms of that settlement important to you
23 and material to you?

24 A Yes.

25 Q Are you fully satisfied with the

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2 MS. WHITE: Hold on.

3 THE VIDEOGRAPHER: Going off the
4 record at 3:15 p.m.

5 (Thereupon, a recess was taken,
6 and then the proceedings continued as
7 follows:)

8 THE VIDEOGRAPHER: Going back on
9 the record at 3:18 p.m.

10 BY MR. PHILLIPS:

11 Q I'm just going to be very brief,
12 Ms. Koch. I just have maybe three or four
13 questions.

14 First, I just want to ask you, is the
15 Equal Employment Opportunity Commission a
16 party to the settlement agreement that you
17 just testified to earlier?

18 A No, sir.

19 Q And to your knowledge has the
20 Equal Employment Opportunity Commission
21 ever agreed to be bound by the settlement
22 agreement that you've entered into with
23 LA Weight Loss?

24 A Ron, I can't answer that. I don't
25 know what you agreed to; but to my

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2 knowledge you were not part of this
3 agreement.

4 Q Okay. Thank you.

5 And is your testimony today given as a
6 part of that settlement agreement?

7 A Yes, it is.

8 Q What are the terms of that
9 settlement agreement?

10 MS. WHITE: Objection.

11 A I'm sorry, Ron, I cannot tell you,
12 they are confidential. Under advice of
13 counsel I cannot discuss it.

14 Q And what relief are you seeking --
15 I'm sorry. What relief -- strike that.

18 MS. WHITE: Objection.

19 A I'm sorry, Ron, under advice of
20 counsel I cannot answer that. The
21 agreement is confidential.

22 MR. PHILLIPS: No further
23 questions.

24 MR. LANDAU: This is David. I
25 neglected, and I want to put on the